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International Convention for the Protection of All Persons from Enforced Disappearance

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Committee on Enforced Disappearances

Follow-up report on individual communications*

A. Introduction

1. The present report was prepared pursuant to rule 79 of the rules of procedure of the Committee on Enforced Disappearances, which states that the Special Rapporteur or working group tasked with ascertaining the measures taken by States parties to give effect to the Committee's Views shall regularly report to the Committee on follow-up activities. The Committee adopted the present report at its twelfth session.

2. The present report sets out the information received by the Special Rapporteur for follow-up on Views No. 1/2013 (*Yrusta v. Argentina*), adopted at its tenth session, and the decisions adopted in that respect in plenary in accordance with the following assessment criteria:

Assessment criteria	
Action satisfactory	
A	Measures taken largely satisfactory
Action partially satisfactory	
B1	Substantive action taken, but additional information required
B2	Initial action taken, but additional action and information required
Action not satisfactory	
C1	Reply received but actions taken do not implement the Views/recommendations
C2	Reply received but not relevant to the Views/recommendations
No cooperation with the Committee	
D1	No reply to one or more recommendations or parts of recommendations
D2	No reply received following reminder(s)
Measures taken are contrary to the recommendations of the Committee	
E	The reply indicates that the measures taken go against the Views/recommendations of the Committee

* Adopted by the Committee at its twelfth session (6-17 March 2017).

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B. Communication No. 1/2013, *Yrusta v. Argentina*

Views adopted:	11 March 2016.
Initial deadline for submission of the State party's follow-up report:	21 September 2016.
Reply of the State party:	22 September 2016 Request for extension.
Decision of the rapporteur:	22 September 2016 Extension granted until 24 October 2016.
Comments by the author:	4 October 2016 The author reports that no action has been taken to implement the Committee's Views.
Action taken:	4 October 2016 Acknowledgement of receipt of the comments and notification of the author that the Committee granted the State party an extension for the submission of its follow-up report.
Reply of the State party:	24 October 2016 New extension request.
Decision of the rapporteur:	27 October 2016 Second extension granted until 8 December 2016, with the proviso that if the follow-up report is not received by this date, the Committee will proceed, on the basis of the information at its disposal, with the assessment of the action taken to implement the Committee's recommendations.
Reply of the State party:	15 December 2016 New extension request.
Decision of the rapporteur:	16 December 2016 Extension denied, with reference to the note of 27 October 2016.
Comments by the author:	18 December 2016 The author reiterates that no action has been taken to give effect to the Committee's Views and provides information on the actions taken by the victim's relatives to follow up on the Committee's recommendations and secure their implementation.
Action taken:	9 January 2017 Acknowledgement of receipt of the comments and notification of the author that the information will be considered by the Committee at its next session.
Decision of the plenary:	• [D2]: Follow-up procedure maintained. • On behalf of the Committee, send a letter by the Special Rapporteur to the State party, making the following points: (a) Note the failure to take steps to implement the Views, stressing that this failure perpetuates and worsens the violation of the authors' rights.

(b) Reiterate the Committee's recommendations and request the State party to provide information in that respect within a period of 2 months.

- Include the case in the Committee's annual report to the General Assembly.
- Reconsider the follow-up to the Views concerned at the Committee's thirteenth session, taking into account the follow-up report which must be sent by the State party and the author' comments on the report.